



Division of Criminal
Justice Services

Criminal Justice Statistical Report

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Legislative Report Series

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Executive Law Article 13-A Classification/ Alternatives to Incarceration Program Annual Report for Contract Period July 2017 – June 2018

New York Executive Law Article 13-A requires that counties submit an Alternative to Incarceration (ATI) Service Plan for Classification Funding to New York State. The Plan is designed to identify the need for and plan for ATI programming as determined by either a criminal justice advisory board established pursuant to this law, or by an existing criminal justice coordinating council.

The annual ATI Service Plan provides counties the opportunity to examine their criminal justice and jail populations and to conduct planning for effective ATI programs that reduce unnecessary reliance on incarceration. Upon approval of these Plans, the state provides counties funding (not to exceed 50 percent of total program costs) for those programs and grants approval to counties to continue to use reduced classification at the jails they operate.

The Division of Criminal Justice Services (DCJS) is statutorily required to submit its evaluation and assessment of ATI planning and programming efforts by counties. This report complies with that mandate by including the status of the development, approval, and implementation of such plans.

Note: *This report provides information on ATI program activity for July 1, 2017, through June 30, 2018, instead of the 2017 calendar year. This reporting change was made to align with the funding contract time frame. The Appendix includes data for January through June 2017, the final six months of the prior funding contract.*

Development of ATI Service Plans

The DCJS Office of Probation and Correctional Alternatives (OPCA) received a total of 57 ATI Service Plan Applications from New York City (one plan for all five counties) and 56 counties in the state for State Fiscal Year 2017 – 2018; Hamilton was the only county that did not submit a plan.

Counties were asked to analyze their jail populations and the relationship between substance use and abuse and incarceration practices. This analysis informs the types and nature of programming to be included in the plan when supporting the funds for one or more of the following program model options:

- Pretrial Services,
- Defender-Based Advocacy Services,
- Community Service,
- Specialized and Drug/Alcohol Services, and/or
- Treatment Alternatives for Safer Communities (TASC).

Table 1 shows how counties responded to questions about the development of their ATI Service Plans and Advisory Board activities.

Table 1: Advisory Board Activities

	Counties Reporting	Does your Advisory Board analyze or review the following?			
		Incarceration Practices and Trends	Relationship between Substance Abuse and Crime	Annual Service Plans before Submission	Quarterly Reports and Logs before Submission
Total Reporting	57	50 – Yes	49 – Yes	41 – Yes	32 – Yes
Percent of Total		88%	86%	72%	56%

- 88 percent (50 of 57 counties) reported that they had analyzed the county’s jail population to determine incarceration practices and trends.
- 86 percent (49 of 57 counties) reported that they had analyzed the relationship between alcohol, drugs, and crime and the effects of alcohol and substance abuse on the local criminal justice system and jail, probation, and alternatives to incarceration populations.

- 72 percent (41 of 57 counties) reported that they had met to review the Annual Service Plans before they were approved and submitted to the state.
- 56 percent (32 of 57 counties) reported that they had met to review the ATI programs' Quarterly Reports and Tracking Logs prior to their submission to the state.

Approval and Implementation of ATI Service Plans

A total of \$5,225,977 in funding for ATI programs was continued through renewal contracts effective July 1, 2017. All ATI contracts are performance-based contracts. Annual submission of the ATI Service Plan requires a review by DCJS of contractual milestone targets and program performance.

Program Utilization

Tables 2 through 6 provide information about the numbers of persons served by the various ATI program models funded by DCJS from July 1, 2017, through June 30, 2018. These numbers represent the services paid for by the state pursuant to performance-based contracts and may not represent the total number of participants served by such programs and funded primarily by localities.

Pretrial Services Programs

A total of 44 pretrial services programs report 26,701 releases and 1,073 failures to appear.

Table 2: Pretrial Services Program Utilization

	Number Screened	Number Interviewed	Total Number Released	Percent Released	Administrative Discharges	Total Number Under Pretrial Release ¹	Persons FTA
Total	68,992	45,901	26,701	58%	399	45,057	1,073

¹This number includes those under supervision from previous year.

Defender-Based Advocacy Programs

A total of 7 defender-based advocacy programs prepared 2,182 individualized client-specific plans and 1,986 were accepted by courts or other releasing authorities.

Table 3: Defender-Based Advocacy Program Utilization

	Number Prepared	Number Accepted	Percent Accepted
Total	2,182	1,986	91%

Community Service Programs

A total of 35 community service programs report 3,275 individuals completing community service sentences.

Table 4: Community Service Program Utilization

	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges
Total	4,016	3,275	457	273

Specialized and Drug/Alcohol Service Programs

A total of 27 specialized and drug/alcohol service programs report 7,930 individuals completing their programs.

Table 5: Specialized and Drug/Alcohol Service Program Utilization

	Number Assessed	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges
NYC	9,514	9,166	7,296	N/A	N/A
Rest of State	2,564	1,026	634	229	69
Total	12,078	10,192	7,930	N/A	N/A

Note: New York City programs did not report unsatisfactory terminations and administrative discharges in 2017 – 2018.

Treatment Alternatives for Safer Communities (TASC) Model Programs

Five TASC model programs report 2,296 individuals completing programs.

Table 6: Treatment Alternatives for Safer Communities Program Utilization

	Number Assessed	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges
Total	3,291	3,133	2,296	753	107

Review of Jail Population

Each year, DCJS publishes a report on the [New York State Jail Population](#), which summarizes census data for local jails for the last 10 years. The report includes the average daily population for each local jail, as well as the number of inmates that are detained in pretrial status. This information helps counties to develop their ATI Service Plans.

Alcohol, Drugs and Crime

Each year, DCJS provides counties with a table summarizing the prison under custody population, by county of commitment. The summary includes the percentage of inmates from the county who are under custody for drug or property offenses. As with the jail populations, counties use this information to prepare and submit their ATI Service Plans.

Appendix: Program Utilization for January – June 2017

As noted, DCJS changed the period covered in the annual report from calendar year to the 12 months beginning July 1, 2017, through June 30, 2018. This revised period aligns with the contract and reporting time frames in place for each county.

The tables presented here supplement the current report by providing information on ATI program activity from January through June 2017, which was the only time frame not covered by a previously issued report.

Please see the Program Utilization section on pages 3 through 5 for descriptions of the data included in the following tables.

**Pretrial Services Program Utilization
January – June 2017**

	Number Screened	Number Interviewed	Total Number Released	Percent Released	Administrative Discharges	Total Number Under Pretrial Release ¹	Persons FTA
Total	35,689	23,116	11,676	51%	212	19,300	457

¹This number includes those under supervision from previous year.

**Defender-Based Advocacy Program Utilization
January – June 2017**

	Number Prepared	Number Accepted	Percent Accepted
Total	1,135	1,030	91%

**Community Service Program Utilization
January – June 2017**

	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges
Total	2,089	1,684	241	150

**Specialized and Drug/Alcohol Service Program Utilization
January – June 2017**

	Number Assessed	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges
NYC	4,676	4,525	3,651	N/A	N/A
Rest of State	1,320	463	314	97	24
Total	5,996	4,988	3,965	N/A	N/A

Note: *New York City programs did not report unsatisfactory terminations and administrative discharges in 2017.*

**Treatment Alternatives for Safer Communities Program Utilization
January – June 2017**

	Number Assessed	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges
Total	1,901	1,813	2,415	490	65